

**INFORMATION DISCLOSURE  
STATEMENT**

(Use as many sheets as necessary)

Sheet	1	of	2
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Applicant(s):	Robert E. Grove
Application No.	10/783,603
Filed:	2-19-2004
For:	Eye-Safe Dermatologic Treatment Apparatus and Method
Group Art Unit:	3735
Examiner:	Shay, David M
Attorney Docket No:	SGI-354806-991200

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

In accordance with the provisions of 37 C.F.R. § 1.56(a) and 37 C.F.R. § 1.97, Applicant(s) hereby make of record the reference(s) listed on the accompanying Form PTO-1449 for consideration by the Examiner in connection with the examination of the above-identified patent application.

This information Disclosure Statement:

- (a) ☐ accompanies a new patent application submitted herewith
- (b) ☐ is filed within three (3) months of the Filing Date or before the mailing date of a First Office Action on the merits; **OR**
- (c) ☒ is filed after the first Office Action and more than three months after the application's filing date or PCT national stage date of entry filing but, as far as is known to the undersigned prior to the mailing date of either a final rejection or a notice of allowance, and is accompanied by either the fee (\$180) set forth in 37 CFR § 1.17(p) or a certification as specified in 37 CFR § 1.97(e), as checked below **OR**
- (d) ☐ is filed after the mailing date of either a final rejection or a notice of allowance, and the issue fee has not been paid, and is accompanied by the requisite petition fee (\$130) set forth in 37 CFR § 1.17(l)(1) and a certification as specified in 37 CFR § 1.97(e), as checked below. This document is to be considered as a petition requesting consideration of the information disclosure statement.

As required under § 1.97(e), Applicants, through the undersigned, hereby state either that [check the appropriate space]:

- (e) ☐ Each item of information contained in the Information Disclosure Statement was first cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing date of the Information Disclosure Statement; or
- (f) ☒ No item of information contained in the Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the person signing this Statement after making reasonable inquiry, no item of information contained in the Information Disclosure Statement was known to any individual designated in § 1.56(c) more than three months prior to the filing of the Information Disclosure Statement.

It is respectfully requested that each of the reference(s) shown on the attached Form PTO-/SB/08a and PTO/SB08b be made of record in this application.

Substitute for form 1449A/PTO

## INFORMATION DISCLOSURE STATEMENT

(Use as many sheets as necessary)

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Pursuant to notice entitled "Information Disclosure Statements May be Filed Without Copies of U.S. Patents and Published Applications in Patent Applications filed after June 30, 2003, "Off. Gaz. Pat. Office 55 (August 5, 2003), no copies of U.S. Patents and U.S. Published Patent Applications are being supplied with this Information Disclosure Statement.

Each item of information listed in the attached FORM PTO/SB/08a, and FORM PTO/SB/08b may be material to the examination of the above-identified application and is, therefore, submitted in compliance with the duty of disclosure defined in 37 CFR 1.56, 1.97 and 1.98. The Examiner is requested to make these items of official record in this application

This Information Disclosure Statement under 37 CFR 1.56, 1.97 and 1.98 is not be construed as a representation that a search has been made, that additional information material to the examination of this application does not exist, or that any one or more of these items constitute prior art.

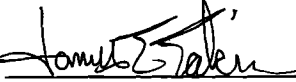
If this statement crosses in the mail with an office action, or is otherwise not in the indicated category of 37 C.F.R. 1.97, it is respectfully requested that this statement be treated in the next appropriate category and made of record. To the extent required, please treat this submission as a conditional petition for acceptance of the information disclosure statement.

The Commissioner is authorized to charge any deficiencies and credit any overpayment of fees to our Deposit Account No: 50-3576.

Date: 13 Nov 2007

Respectfully submitted,

Law Offices of James E. Eakin, APC

By: 

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I hereby certify that this correspondence is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 in an envelope addressed to Mail Stop Patent Application, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Date

Signature